

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

GARY G. LOCKHART,

Plaintiff,

v.

ANDREW SAUL, Commissioner of Social
Security,

Defendant.

No. 1:20-cv-01336-DAD-EPG

ORDER GIVING EFFECT TO STIPULATION
FOR AWARD OF ATTORNEY'S FEES
UNDER THE EQUAL ACCESS TO JUSTICE
ACT

(Doc. No. 19)

On June 15, 2021, plaintiff Gary G. Lockhart filed this action seeking review of a final decision of defendant Andrew M. Saul, the Commissioner of Social Security. (Doc. No. 1.) On May 14, 2021, the matter was remanded to the Commissioner of Social Security for further proceedings pursuant to 42 U.S.C. § 405(g). (Doc. No. 17.) On June 15, 2021, the parties filed a stipulation with the court in which the parties agree that plaintiff shall be awarded attorney's fees under the Equal Access to Justice Act ("EAJA"), 28 U.S.C. § 2412(d), in the amount of \$1,412.90. (Doc. No. 19.)

Good cause appearing, and pursuant to the parties' June 15, 2021 stipulation, the court orders as follows:

1. Pursuant to the EAJA, 28 U.S.C. § 2412(d), plaintiff is awarded attorney's fees in the amount of \$1,412.90;

- 1 2. After the issuance of this order, the government shall consider the assignment of
2 the EAJA attorney's fees to plaintiff's counsel;
- 3 a. Pursuant to the decision in *Astrue v. Ratliff*, 560 U.S. 586 (2010), any such
4 assignment will depend on whether the attorney's fees are subject to any
5 offset allowed under the United States Department of Treasury's ("the
6 DOT") Offset Program;
- 7 b. Fees shall be made payable to plaintiff, but if the DOT determines that
8 plaintiff does not owe a federal debt, then the government shall cause the
9 payment of attorney's fees to be made directly to plaintiff's counsel,
10 Jacqueline A. Forslund;
- 11 3. Whether the payment of attorney's fees is made payable to plaintiff or to his
12 counsel, the check will be mailed to plaintiff's counsel's mailing address at:

13 Jacqueline A. Forslund
14 Forslund Law, LLC
15 P.O. Box 4476
16 Sunriver, OR 97707

17 IT IS SO ORDERED.

18 Dated: June 16, 2021

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21 UNITED STATES DISTRICT JUDGE